

Federal Election Commission Inquiry
September 10, 2004

Democratic Party of Wisconsin
Identification Number: C00019331
Reference: July Monthly Report (6/1/04-6/30/04)

Attn: Maureen Benitz, Campaign Finance Analysis, Reports Analysis Division

Request for additional information:

Calculation corrections: Please see FEC-134229, amended 9/10/04 for various calculation corrections.

Question: Schedule A supporting line 17 of your report discloses a payment(s) from a federal candidate committee(s) for goods and/or services provided by your committee. ...Please clarify whether your committee assessed the usual and normal charge for the goods and/or services you provided to the federal candidate committee(s) and explain the steps your committee took in determining the amount(s) charged.

Response: The Democratic Party of Wisconsin (DPW) did assess the usual and normal charge for the goods and/or services provided to the purchasing entities. Consistent with FEC Advisory Opinion Number 2002-14, the DPW mailing list has been developed over a period of time, has a unique nature, and does not constitute merely a list or lists that were purchased from other sources. The DPW ascertains fair market value, consistent with it's understanding of similar commercial products, and then enters into a bona fide, contractual, arm's length transaction with the purchaser - with consistent pricing for similar product. The DPW, valuing its list, did not provide the goods and/or services at less than the usual and normal charge, and therefore concludes that no contribution has occurred.